

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT LYNCHBURG, VA
FILED

NOV 13 2006

JOHN F. CORCORAN, CLERK
DEPUTY CLERK

JOSEPH MITCHELL MILLER, ET AL.,

Plaintiffs,

v.

DOGWOOD VALLEY CITIZENS ASSOCIATION,
INC., ET AL.,

Defendants

CIVIL No. 3:06cv00020

ORDER

JUDGE NORMAN K. MOON

This matter is before the Court on Defendants' Motion to Dismiss, filed on June 6, 2006 (docket entry no. 10) and Defendants' Motion to Dismiss Amended Complaint, filed on August 31, 2006 (docket entry no. 28). For the reasons stated in the accompanying memorandum opinion, Defendants' motions are hereby DENIED.

It is so ORDERED.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record.

ENTERED:

Norman K. Moon
United States District Judge

Date

November 13, 2006